



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/606,779	06/28/2000	John H. Griffin	SCRIP1180-3	1406

28213 7590 06/24/2002

GARY CARY WARE & FRIENDENRICH LLP  
4365 EXECUTIVE DRIVE  
SUITE 1600  
SAN DIEGO, CA 92121-2189

EXAMINER

SAUNDERS, DAVID A

ART UNIT	PAPER NUMBER
----------	--------------

1644

DATE MAILED: 06/24/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 1644

The reply filed on 3/22/02 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The first paragraph of the specification has been deleted and replaced with a new paragraph. No marked up copy of the new paragraph was supplied, as required by 37 CFR 1.121. It is thus not readily clear what was inserted. It appears, however, that there is an insertion incorporating all prior applications by reference. This is new matter (35 USC 132).

*wd. this see prelim amend*  
See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

A cursory review of the claims indicates that no new matter has been entered. However, claims 9-10 and 15 contain informalities: It is suggested that these would more accurately recite "test reaction" in lieu of "test sample".

The examiner will further consider patentability over the prior art, as well as possible obviousness type double patenting rejections, when a proper response is filed.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to D. Saunders whose telephone number is 703-308-3976.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christina Chan, can be reached at (703) 308-3973.

Application/Control Number: 606,779

Page 3

Art Unit: 1644

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0196.

DAS 6/22/02

*David A. Saunders*  
DAVID SAUNDERS  
PRIMARY EXAMINER  
ART UNIT *182/1644*